

## UNITED STATES COURT OF APPEALS

JUN 17 2010

## FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

In re: KASADORE RAMKISSOON; et  
al.,

No. 10-70798

D.C. No. 4:06-cv-05866-SBA  
Northern District of California,  
Oakland

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DOE 1, DOE 2, and KASADORE  
RAMKISSOON, on behalf of Themselves  
and all others similarly situated,

ORDER

Petitioners,

v.

UNITED STATES DISTRICT COURT,  
NORTHERN DISTRICT OF  
CALIFORNIA (OAKLAND),

Respondent,

AOL LLC,

Real Party in Interest,

UNITED STATES OF AMERICA,

Intervenor.

Before: LEAVY, CALLAHAN and N.R. SMITH, Circuit Judges.

Petitioners have not demonstrated that this case warrants the intervention of  
this court by means of the extraordinary remedy of mandamus, because petitioners

have failed to demonstrate why they cannot seek a final judgment and pursue an appeal of the issues raised in this petition. *See Bauman v. United States Dist. Court*, 557 F.2d 650 (9th Cir. 1977).

Accordingly, the petition is denied.